

**BOARD OF COUNTY COMMISSIONERS**  
**Agenda Item Summary**

**Meeting Date**      April 21, 2004      **Division**      **County Attorney**

---

**AGENDA ITEM WORDING**

Public hearing of an ordinance to provide that ad valorem revenue raised by the MSTU together with land and grant funds may be used to pay compensation and expense reimbursement to the members of the Key Largo Wastewater Treatment District Governing Board.

---

**ITEM BACKGROUND**

---

**PREVIOUS RELEVANT BOCC ACTION**

Approval to advertise for one public hearing at the March 17, 2004 meeting.

---

**CONTRACT/AGREEMENT CHANGES**

---

**STAFF RECOMMENDATIONS**

Approval.

---

TOTAL COST	BUDGETED	Yes	No
------------	----------	-----	----

COST TO COUNTY	SOURCE OF FUNDS
----------------	-----------------

**APPROVED BY:**    County Attorney ☒    OMB/Purchasing ☐    Risk Management ☐

**DIVISION DIRECTOR APPROVAL:**

*John R. Collins* 03/25/04  
JOHN R. COLLINS

**DOCUMENTATION:**    Included ☐    To Follow ☐    Not Required ☐

**AGENDA ITEM #** \_\_\_\_\_

*T1 - Revised Ord.*

**ORDINANCE NO. \_\_\_\_\_ - 2004**

**AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA, AMENDING ORDINANCE NO. 18-2003 CODIFIED AS ART. VIII, CHAP. 15.5, MONROE COUNTY CODE, CREATING THE KEY LARGO WASTEWATER TREATMENT DISTRICT MUNICIPAL SERVICE TAXING UNIT (MSTU), IN ORDER TO PROVIDE THAT AD VALOREM REVENUE RAISED BY THE MSTU TOGETHER WITH THE PROCEEDS OF ANY GRANT OR LOAN TO THE KEY LARGO WASTEWATER TREATMENT DISTRICT MAY BE USED TO PAY COMPENSATION AND EXPENSE REIMBURSEMENT OF THE MEMBERS OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT GOVERNING BODY; PROVIDING THAT SUCH REVENUE MAY BE USED TO PAY CERTAIN OTHER ADMINISTRATIVE COSTS AS DEFINED HEREIN; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES INCONSISTENT HERewith; PROVIDING FOR INCORPORATION INTO THE MONROE COUNTY CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.**

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA:

Section 1. Sec. 5A of Ordinance No. 18-2003, codified as Sec. 15.5-125(a), Monroe County Code, is hereby amended to read:

(a) Revenues derived from ad valorem taxes levied within the Key Largo Wastewater Treatment District Municipal Service Taxing Unit pursuant to Section 4 shall be used solely to pay for and provide funding for administration, planning and development costs associated with and incurred in advancing of wastewater and reclaimed water projects within and benefiting the Key Largo Wastewater Treatment District Municipal Service Taxing Unit. For the purposes of this Subsection the phrase administration costs shall include the compensation and expense reimbursement of Key Largo Wastewater Treatment District (District) governing board members. Administration costs shall also include legal fees and expenses, consultant fees and expenses (including but not limited to all professions listed in Sec. 287.055(2)(a), Fla. Stat.), employee salaries and benefits, bond underwriting fees and all other costs usually associated with issuance of debt, the reimbursement of any public or private entity, person, firm, partnership or corporation for any monies advanced to further the District purposes, and all other expenses as may be necessary or incidental to the furtherance of District purposes. Administration costs, as described in this subparagraph, may also be paid for out of the proceeds of any grant or loan made by the Unit or County to the District unless specifically prohibited by the terms of such grant or loan.

Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of said conflict.

Section 4. The provisions of this ordinance shall be included and incorporated in the Code of Ordinances of the County of Monroe, Florida, as an addition or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

Section 5. This ordinance shall take effect immediately upon receipt of official notice from the Office of the Secretary of State of the State of Florida that this ordinance has been filed with said Office.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a regular meeting of said Board held on the \_\_\_\_\_ day of \_\_\_\_\_, 2004.

Mayor Nelson  
Mayor Pro Tem Rice  
Commissioner McCoy  
Commissioner Neugent  
Commissioner Spehar

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(SEAL)  
Attest: DANNY L.KOLHAGE, Clerk

BOARD OF COUNTY COMMISSIONERS  
OF MONROE COUNTY, FLORIDA

By \_\_\_\_\_  
Deputy Clerk  
jordwwKLgb

By \_\_\_\_\_  
Mayor/Chairperson

*signed as to  
form  
Dor Woff  
4-15-04*